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Counsel for Defendant ALEXANDER

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

GREGORY ALEXANDER,

Defendant.

No. CR 09-719 EMC

STIPULATION and ~~[PROPOSED]~~  
ORDER TO CONTINUE STATUS  
CONFERENCE

Date: August 31, 2011

Time: 2:00 p.m.

Court: The Honorable Edward M. Chen

Undersigned counsel stipulate as follows:

1. A status conference is currently scheduled in this matter on August 31, 2011 at 2:00 p.m. The purpose of the status conference is advise the Court as to the status of a potential disposition of the case;
2. The parties hereby advise the Court that the government has made an official offer to Mr. Alexander, and the parties are conferring over some specific terms of the offer. One of the outstanding issues is whether or not a restitution amount is appropriate, and the government needs to provide additional discovery to the defense in this vein. The defense also needs additional time to review that discovery. Accordingly, Mr. Alexander requests a continuance of the status conference for this purpose;
3. Government counsel has no objection to defense counsel's request for additional

1 time;

2 4. The parties jointly request September 28, 2011 as the next date before the Court;

3 5. The parties jointly request that the Court exclude the period of time between  
4 August 31, 2011- September 28, 2011 under the Speedy Trial Act for effective  
5 preparation of counsel; namely, counsel needs more time to analyze and review  
6 the restitution-related discovery after the government produces said discovery.  
7 See 18 U.S.C. § 3161(h)(7)(A) and (b)(iv).

8  
9 IT IS SO STIPULATED.

10 DATED: August 29, 2011 \_\_\_\_\_/S/\_\_\_\_\_

11 ELIZABETH M. FALK  
12 Assistant Federal Public Defender

13  
14 DATED: August 29, 2011 \_\_\_\_\_/s/\_\_\_\_\_

15 MICHELLE KANE  
16 Assistant United States Attorney  
17

18 I hereby attest that I have on file all holographic signatures indicated by a “conformed”  
19 signature (/S/) within this efiled document.

20  
21 **[~~PROPOSED~~] ORDER**

22 GOOD CAUSE APPEARING, it is hereby ORDERED that the status conference,  
23 previously scheduled for August 31, 2011 at 2:00 p.m., is hereby CONTINUED to  
24 September 28, 2011 at 2:30 p.m.. The Court further orders and finds, pursuant to 18  
25 U.S.C. § 3161(h)(7)(A) and (B)(iv) and the reasons stated in this stipulation, that the failure to  
26 grant the requested continuance would deny defense counsel the reasonable time necessary for  
27 effective preparation of a defense. Accordingly, the Court will exclude the time period of August  
28 31, 2011 through September 28, 2011 from the Speedy Trial calculation, and finds that the ends  
of justice served by granting the requested two-week continuance outweighs the best interest in

1 the defendant and the public in a speedy trial.

2 18 U.S.C. § 3161(h)(7)(A) and (B)(iv)

3  
4 IT IS SO ORDERED.

5  
6 DATED: 8/30/11

7  
8 THE HONORABLE  
UNITED STATES

